

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

PATRICIA SOMERS, as alleged trustee for the
Valesco Irrevocable Trust dated June 16, 2004,

Plaintiff,

vs.

MIDLAND NATIONAL LIFE INSURANCE
COMPANY,

Defendant.

CASE NO.: 2:22-cv-1904-APG-NJK

**ORDER TO
EXTEND DEADLINE TO RESPOND TO
PLAINTIFF'S MOTION FOR LEAVE TO
AMEND HER PETITION (ECF NO. 36)**

(FIRST REQUEST)

Midland National Life Insurance Company, the defendant in this action ("Midland"), by and through its counsel of record, the law firm of Holley Driggs, and the Plaintiff, by and through her counsel of record, the law firm of Lee Kiefer & Park, LLP, hereby stipulate and agree as follows:

1. On October 9, 2023, Plaintiff filed her Motion for Leave to Amend her Petition (ECF No. 36).

2. The current deadline for Midland to respond to the Motion for Remand is October 23, 2023 (the "Response Deadline").

3. The parties have agreed that a two-week extension of the Response Deadline is appropriate given conflicting commitments of Midland's counsel prior to the Response Deadline, including, without limitation, the preparation of summary judgment motions in two matters being handled by lead counsel for Midland, and the conducting of expedited discovery in anticipation of

1 a potential amendment of pleadings in another federal court action. These commitments, coupled
2 with the other ongoing obligations of counsel, render an extension of time appropriate.

3 4. Accordingly, the parties stipulate and agree that the Response Deadline shall be
4 extended to November 6, 2023. This is the parties' first request for an extension of this deadline,
5 and such request is not meant for the purpose of causing undue delay.

6 IT IS SO STIPULATED.

7
8 DATED this 13th day of October, 2023.

9 **HOLLEY DRIGGS**

10
11 /s/ Paul. F. Heaton

12 **GODFREY & KAHN, S.C.**

13 PAUL F. HEATON, ESQ., Admitted *PHV*

14 Wisconsin Bar No. 1000858

HUNTER M. VAN ASTEN, ESQ., Admitted *PHV*

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15 **HOLLEY DRIGGS**

16 F. THOMAS EDWARDS, ESQ.

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18 Nevada Bar No. 14913

300 South Fourth Street, Suite 1600

Las Vegas, Nevada 89101

19 *Attorneys for Defendant,*

20 *Midland National Life Insurance Company*

DATED this 13th day of October, 2023.

LEE KIEFER & PARK, LLP

11 /s/ Matthew W. Park

MATTHEW W. PARK, ESQ.

Nevada Bar No. 12062

T. CHASE PITTSBARGER

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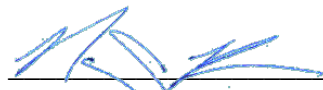
Attorneys for Plaintiff,

Patricia Somers, Trustee

21 **ORDER**

22 **IT IS SO ORDERED.**

23
24 Dated: October 16, 2023

25
26 

27 Nancy J. Koppe

28 United States Magistrate Judge